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**BEFORE THE
BOARD OF PSYCHOLOGY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

RONALD JUE, PH.D.
1549 Concord Avenue
Fullerton, CA 92631

Psychologist License No. PSY 6263

Respondent.

Case No. W207


OAH No. L-2001040250

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Psychology of the Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on December 16, 2001.

It is so ORDERED November 16, 2001.



FOR THE BOARD OF PSYCHOLOGY
DEPARTMENT OF CONSUMER AFFAIRS
MARTIN R. GREENBERG, Ph.D., PRESIDENT

1 BILL LOCKYER, Attorney General
2 of the State of California
3 SANFORD FELDMAN, State Bar No. 47775
4 Deputy Attorney General
5 California Department of Justice
6 110 West "A" Street, Suite 1100
7 San Diego, California 92101

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12 Attorneys for Complainant

13 **BEFORE THE**
14 **BOARD OF PSYCHOLOGY**
15 **DEPARTMENT OF CONSUMER AFFAIRS**
16 **STATE OF CALIFORNIA**

17 In the Matter of the Accusation Against:

18 RONALD JUE, PH.D.
19 1549 Concord Avenue
20 Fullerton, CA 92631

21 Psychologist License No. PSY 6263

22 Respondent.

Case No. W207

OAH No. L-2001040250

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

23 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
24 above-entitled proceedings that the following matters are true:

PARTIES

25 1. Thomas S. O'Connor (Complainant) is the Executive Officer of the Board
26 of Psychology. He brought this action solely in his official capacity and is represented in this
27 matter by Bill Lockyer, Attorney General of the State of California, by Sanford Feldman, Deputy
28 Attorney General.

2. Respondent RONALD JUE, Ph.D. (Respondent) is represented in this
proceeding by attorney Mr. O. Brandt Caudill, whose address is 111 Fashion Lane, Tustin, CA
92780.

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3. On or about January 16, 1980, the Board of Psychology issued Psychologist License No. PSY 6263 to RONALD JUE, Ph.D. (Respondent). The License was in full force and effect at all times relevant to the charges brought in Accusation No. W207 and will expire on August 31, 2002, unless renewed.

JURISDICTION

4. Accusation No. W207 was filed before the Board of Psychology of the Department of Consumer Affairs, (Board), and is currently pending against Respondent. The Accusation, together with all other statutorily required documents were properly served on Respondent on March 15, 2001, and Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. W207 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. W207. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at his own expense; the right to confront and cross-examine the witnesses against him, the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

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1 CULPABILITY

2 8. Respondent admits only that he engaged in unprofessional conduct in
3 violation of Business and Professions Code section 2960 by practicing psychology in
4 Connecticut without being licensed to do so.

5 9. Respondent agrees that his Psychologist License is subject to discipline
6 and he to be bound by the Board's imposition of discipline as set forth in the Disciplinary Order
7 below.

8 RESERVATION

9 10. The admissions made by Respondent herein are only for the purposes of
10 this proceeding, or any other proceedings in which the Board of Psychology or other professional
11 licensing agency is involved, and shall not be admissible in any other criminal or civil
12 proceeding.

13 CONTINGENCY

14 11. This stipulation shall be subject to approval by the Board. Respondent
15 understands and agrees that the Board of Psychology's staff and counsel for Complainant may
16 communicate directly with the Board regarding this stipulation and settlement, without notice to
17 or participation by Respondent or his counsel. By signing the stipulation, Respondent
18 understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation
19 prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation
20 as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force
21 or effect, except for this paragraph, it shall be inadmissible in any legal action between the
22 parties, and the Board shall not be disqualified from further action by having considered this
23 matter.

24 12. The parties understand and agree that facsimile copies of this Stipulated
25 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same
26 force and effect as the originals.

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13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Psychologist License No. PSY 6263 issued to Respondent RONALD JUE, Ph.D. is revoked. However, the revocation is stayed and Respondent is placed on probation for three (3) years on the following terms and conditions.

1. COURSEWORK Respondent shall take and successfully complete not less than twelve (12) courses each year of probation. Coursework must be preapproved by the Board or its designee. All coursework shall be taken at the graduate level at an accredited educational institution or by an approved continuing education provider. Classroom attendance is specifically required; correspondence or home study coursework shall not count toward meeting this requirement. The coursework must be in addition to any continuing education courses that may be required for license renewal.

Within 90 days of the effective date of this Decision, respondent shall submit to the Board or its designee for its prior approval a plan for meeting the educational requirements. All costs of the coursework shall be paid by the respondent.

2. EXAMINATION Respondent shall take the next regularly scheduled jurisprudence and professional ethics examination, and if respondent fails such examination, respondent shall immediately cease accepting new patients and, in accordance with professional standards, shall appropriately refer/terminate existing patients within 30 days and shall not resume his practice until the re-examination has been successfully passed, as evidenced by written notice to respondent from the Board or its designee. During this period of non-practice, probation is tolled and this period of non-practice will not apply to the reduction of this probationary period. The oral examination is given in January and June each year. It is respondent's responsibility to contact the Board in writing to make arrangements for such examination. Respondent shall pay the established examination fee.

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1 3. ETHICS COURSE Within 90 days of the effective date of this Decision,
2 respondent shall submit to the Board or its designee for prior approval a course in laws and ethics
3 as they relate to the practice of psychology. Said course must be successfully completed at an
4 accredited educational institution or through a provider approved by the Board's accreditation
5 agency for continuing education credit. Said course must be taken and completed within one
6 year from the effective date of this Decision. The cost associated with the law and ethics course
7 shall be paid by the respondent.

8 4. INVESTIGATION/ENFORCEMENT COST RECOVERY Respondent
9 shall pay the Board its costs of investigation and enforcement in the amount of \$4,750.00. One
10 half of said sum shall be paid prior to the end of the first year of probation and the other half
11 shall be paid prior to the end of the second year of probation. Such costs shall be payable to the
12 Board of Psychology. Failure to pay such costs shall be considered a violation of probation.

13 The filing of bankruptcy by respondent shall not relieve respondent of the
14 responsibility to repay investigation and enforcement costs

15 5. PROBATION COSTS Respondent shall pay the costs associated with
16 probation monitoring each and every year of probation. Such costs shall be payable to the Board
17 of Psychology at the end of each fiscal year (July 1 - June 30). Failure to pay such costs shall be
18 considered a violation of probation.

19 The filing of bankruptcy by respondent shall not relieve respondent of the
20 responsibility to repay investigation and enforcement costs

21 6. OBEY ALL LAWS Respondent shall obey all federal, state, and local
22 laws and all regulations governing the practice of psychology in California including the ethical
23 guidelines of the American Psychological Association. A full and detailed account of any and all
24 violations of law shall be reported by the respondent to the Board or its designee in writing
25 within seventy-two (72) hours of occurrence.

26 7. QUARTERLY REPORTS Respondent shall submit quarterly
27 declarations under penalty of perjury on forms provided by the Board or its designee, stating
28 whether there has been compliance with all the conditions of probation.

1 8. PROBATION COMPLIANCE Respondent shall comply with the
2 Board's probation program and shall, upon reasonable notice, report to the assigned District
3 Office of the Medical Board of California or other designated probation monitor. Respondent
4 shall contact the assigned probation officer regarding any questions specific to the probation
5 order. Respondent shall not have any unsolicited or unapproved contact with 1) complainants
6 associated with the case; 2) Board members or members of its staff; or 3) persons serving the
7 Board as expert evaluators.

8 9. INTERVIEW WITH BOARD OR ITS DESIGNEE Respondent shall
9 appear in person for interviews with the Board or its designee upon request at various intervals
10 and with reasonable notice.

11 10. CHANGES OF EMPLOYMENT Respondent shall notify the Board in
12 writing, through the assigned probation officer, of any and all changes of employment, location,
13 and address within 30 days of such change.

14 11. TOLLING FOR OUT-OF-STATE PRACTICE, RESIDENCE OR IN-
15 STATE NON-PRACTICE In the event respondent should leave California to reside or to
16 practice outside the State or for any reason should respondent stop practicing psychology in
17 California, respondent shall notify the Board or its designee in writing within ten days of the
18 dates of departure and return or the dates of non-practice within California. Non-practice is
19 defined as any period of time exceeding thirty days in which respondent is not engaging in any
20 activities defined in Sections 2902 and 2903 of the Business and Professions Code. Periods of
21 temporary or permanent residency or practice outside California or of non-practice within
22 California will not apply to the reduction of this probationary period., although the Board may
23 allow respondent to complete certain terms of probation that are not associated with active
24 practice.

25 12. EMPLOYMENT AND SUPERVISION OF TRAINEES If respondent is
26 licensed as a psychologist, he/she shall not employ or supervise or apply to employ or supervise
27 psychological assistants, interns or trainees during the course of this probation. Any such
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1 supervisorial relationship in existence on the effective date of this probation shall be terminated
2 by respondent and/or the Board.

3 13. FUTURE REGISTRATION OR LICENSURE If respondent is currently
4 registered as a psychological assistant and subsequently obtains other psychological assistant
5 registrations or becomes licensed as a psychologist during the course of this probationary order,
6 respondent agrees that this Decision shall remain in full force and effect until the probationary
7 period is successfully terminated. Future registration or licensure shall not be approved,
8 however, until respondent is currently in compliance with all of the terms and conditions of
9 probation.

10 14. VIOLATION OF PROBATION If respondent violates probation in any
11 respect, the Board may, after giving respondent notice and the opportunity to be heard, revoke
12 probation and carry out the disciplinary order that was stayed. If an Accusation or Petition to
13 Revoke Probation is filed against respondent during probation, the Board shall have continuing
14 jurisdiction until the matter is final, and the period of probation shall be extended until the matter
15 is final. No Petition for Modification or Termination of Probation shall be considered while
16 there is an Accusation or Petition to Revoke Probation pending against respondent.

17 15. COMPLETION OF PROBATION Upon successful completion of
18 probation, respondent's license shall be fully restored.

19 16. REINSTATEMENT AND INVESTIGATION/ENFORCEMENT COST
20 RECOVERY Respondent may not petition for reinstatement of a revoked or surrendered
21 license/registration for three years from the effective date of this Decision. If the Board grants
22 future reinstatement, respondent agrees to reimburse the Board for its costs of investigation and
23 enforcement of this matter in the amount of \$3,600 payable to the Board upon the effective date
24 of such reinstatement Decision.

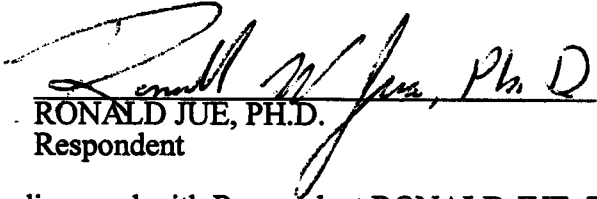
25 17. RELINQUISH LICENSE Respondent shall relinquish his/her wall and
26 pocket certificate of licensure or registration to the Board or its designee once this Decision
27 becomes effective and upon request.

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1 ACCEPTANCE

2 I have carefully read the above Stipulated Settlement and Disciplinary Order and
3 have fully discussed it with my attorney, Mr. O. Brandt Caudill. I understand the stipulation and
4 the effect it will have on my Psychologist License. I enter into this Stipulated Settlement and
5 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
6 Decision and Order of the Board of Psychology.

7 DATED: 9/11/01.

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9 
10 RONALD JUE, PH.D.
11 Respondent

12 I have read and fully discussed with Respondent RONALD JUE, Ph.D. the terms
13 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
14 Order. I approve its form and content.

15 DATED: 9/17/01.

16 
17 MR. O. BRANDT CAUDILL
18 Attorney for Respondent

19 ENDORSEMENT

20 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
21 submitted for consideration by the Board of Psychology of the Department of Consumer Affairs.

22 DATED: 9/17/01.

23 BILL LOCKYER, Attorney General
24 of the State of California

25 
26 SANFORD FELDMAN
27 Deputy Attorney General

28 Attorneys for Complainant

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Exhibit A

Accusation No. W207

FILED
STATE OF CALIFORNIA
BOARD OF PSYCHOLOGY
SACRAMENTO March 15 2001
BY M. J. Anderson ANALYST

Attorneys for Complainant

JURISDICTION

3. This Accusation is brought before the Board of Psychology ("Board"), under the authority of the following sections of the Business and Professions Code ("Code").

4. Section 2960 of the Code states:

The board may refuse to issue any registration or license, or may issue a registration or license with terms and conditions, or may suspend or revoke the registration or license of any registrant or licensee if the applicant, registrant, or licensee has been guilty of unprofessional conduct. Unprofessional conduct shall include, but not be limited to:

(a) Conviction of a crime substantially related to the qualifications, functions or duties of a psychologist or psychological assistant.

(b) Use of any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code, or dangerous drug, or any alcoholic beverage to an extent or in a manner dangerous to himself or herself, any other person, or the public, or to an extent that this use impairs his or her ability to perform the work of a psychologist with safety to the public.

(c) Fraudulently or neglectfully misrepresenting the type or status of license or registration actually held.

(d) Impersonating another person holding a psychology license or allowing another person to use his or her license or registration.

(e) Using fraud or deception in applying for a license or registration or in passing the examination provided for in this chapter.

(f) Paying, or offering to pay, accepting, or soliciting any consideration, compensation, or remuneration, whether monetary or otherwise, for the referral of clients.

(g) Violating Section 17500.

(h) Willful, unauthorized communication of information received in professional confidence.

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1 (i) Violating any rule of professional conduct promulgated by the board and set
2 forth in regulations duly adopted under this chapter.

3 (j) Being grossly negligent in the practice of his or her profession.

4 (k) Violating any of the provisions of this chapter or regulations duly adopted
5 thereunder.

6 (l) The aiding or abetting of any person to engage in the unlawful practice of
7 psychology.

8 (m) The suspension, revocation or imposition of probationary conditions by
9 another state or country of a license or certificate to practice psychology or as a
10 psychological assistant issued by that state or country to a person also holding a license or
11 registration issued under this chapter if the act for which the disciplinary action was taken
12 constitutes a violation of this section.

13 (n) The commission of any dishonest, corrupt, or fraudulent act.

14 (o) Commencing January 1, 1999, until January 1, 2001, any act of sexual abuse,
15 or sexual relations with a patient or former patient within two years following termination
16 of therapy, or sexual misconduct that is substantially related to the qualifications,
17 functions or duties of a psychologist or psychological assistant or registered psychologist.

18 On and after January 1, 2001, any act of sexual abuse, or sexual relations with a
19 patient, or sexual misconduct that is substantially related to the qualifications, functions
20 or duties of a psychologist, psychological assistant, or registered psychologist.

21 (p) Functioning outside of his or her particular field or fields of competence as
22 established by his or her education, training, and experience.

23 (q) Willful failure to submit, on behalf of an applicant for licensure, verification
24 of supervised experience to the board.

25 (r) Repeated acts of negligence.

26 The board shall study and report to the Legislature on or before July 1, 2000,
27 concerning the efficacy of the prohibition contained in subdivision (o).

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1 5. Section 2964.6 of the Code states:

2 An administrative disciplinary decision that imposes terms of probation may
3 include, among other things, a requirement that the licensee who is being placed on probation
4 pay the monetary costs associated with monitoring the probation.

5 6. Section 125.3 of the Code states, in pertinent part, that the Board may
6 request the administrative law judge to direct a licentiate found to have committed a violation or
7 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
8 and enforcement of the case.

9 FIRST CAUSE FOR DISCIPLINE

10 (Unauthorized Communication of Information Received in Confidence)

11 7. Respondent is subject to disciplinary action under section 2960(h) in that
12 he willfully and without authorization communicated information received in professional
13 confidence from patient J.M.. The circumstances are as follows:

14 A. On or about July 26, 1997, in the state of Connecticut, patient J.M.
15 first presented to respondent for psychological services. Even though respondent was not
16 licensed in the state of Connecticut to do so, he rendered such services to respondent.

17 B. In or about early December 1997, in connection with anticipated
18 couples therapy involving patient J.M. and his wife, patient J.M. required respondent to
19 sign a statement agreeing that all conversations and statements between respondent,
20 patient J.M. and his wife would "be privileged and confidential and as a result shall not
21 be disclosed to anyone including any legal proceedings now or in the future."
22 Respondent signed the statement on December 19, 1997.

23 C. On or about December 19, 1997 and January 2 and 17, 1998,
24 respondent provided psychological services to patient J.M. even though respondent was
25 not licensed to do so in the state of Connecticut.

26 D. In or about October 1999, in connection with a custody battle
27 between patient J.M. and his wife, respondent sent an October 27, 1999 letter to the court
28 in Stamford, Connecticut. In the letter, respondent, willfully and without authorization

1 from patient J.M., disclosed statements made to him by patient J.M. during their 1997
2 and 1998 sessions. Respondent's letter contained statements that could have prejudiced
3 the court against patient J.M. and could have had a potentially damaging effect on patient
4 J.M.'s relationship with his daughter.

5 SECOND CAUSE FOR DISCIPLINE

6 (Gross Negligence)

7 8. Respondent is subject to disciplinary action under section 2960(j) in that
8 he was grossly negligent in connection with his willful and unauthorized disclosure of
9 confidential communications as set forth in paragraph 7 above which is incorporated herein.

10 DISCIPLINE CONSIDERATIONS

11 9. On or about June 9, 2000, respondent was issued a Cease and Desist
12 Consent Order by the Bureau of Regulatory Services, Department of Public Health, State of
13 Connecticut. The order was based on respondent's admission that, in connection with his care
14 and treatment of patient J.M. in 1997-1998, he engaged in the practice of psychology in
15 Connecticut without being licensed to do so.

16 PRAAYER

17 WHEREFORE, Complainant requests that a hearing be held on the matters herein
18 alleged, and that following the hearing, the Board of Psychology issue a decision:

19 1. Revoking or suspending Psychologist License Number PSY 6263, issued
20 to RONALD W. JUE, Ph.D.;

21 2. Ordering RONALD W. JUE, Ph.D. to pay the Board of Psychology the
22 reasonable costs of the investigation and enforcement of this case, and, if placed on probation,
23 the costs of probation monitoring;

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1 3. Taking such other and further action as deemed necessary and proper.

2 DATED: March 15, 2001.

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6 THOMAS S. O'CONNOR
7 Executive Officer
8 Board of Psychology
9 Department of Consumer Affairs
10 State of California
11 Complainant

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DECLARATION OF SERVICE BY CERTIFIED MAIL

In the Matter of the Accusation Filed
Against:

Ronald Jue, Ph.D.

No. : W207

I, the undersigned, declare that I am over 18 years of age and not a party to the within cause; my business address is 1422 Howe Avenue, Ste. 22 Sacramento, California 95825. I served a true copy of the attached:

DECISION AND ORDER

by mail on each of the following, by placing same in an envelope (or envelopes) addressed (respectively) as follows:

NAME AND ADDRESS

CERT NO.

Ronald Jue, Ph.D.
1549 No. Concord Avenue
Fullerton, CA 92631


7001 0360 0004 3146 6977

Brandt O. Caudill, Esq.
111 Fashion Lane
Tustin, CA 92780

Sanford Feldman
Deputy Attorney General
110 West A St., Ste. 1100
San Diego, CA 92101

Each said envelope was then on, November 16, 2001, sealed and deposited in the United States mail at Sacramento, California, the county in which I am employed, as certified mail, with the postage thereon fully prepaid, and return receipt requested.

Executed on, November 16, 2001, at Sacramento, California.
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.



DECLARANT
Mary Laackmann
Enforcement Analyst